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612.607.7000

Fax 612.607.7100

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JUN 06 2005

FAX COVER LETTER

June 6, 2005

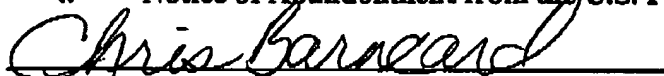
TO: Office of Petitions
COMPANY: U.S. Patent and Trademark Office
PHONE: 703.308.9723
FAX: 703.872.9306

FROM: Steven C. Lieske
DIRECT DIAL: 612.607.7508
EMAIL: SLiekse@Oppenheimer.com
RE: Petition for Revival

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OFFICE OF PETITIONS

COMMENTS: I certify that the following correspondence is being transmitted by facsimile to the Petitions branch at the U.S. Patent and Trademark Office on June 6, 2005.

1. Fax cover letter sent by Christopher R. Hillberg at Oppenheimer Wolff & Donnelly on December 3, 2004 and confirmation of facsimile transmission.
2. Auto-Reply Facsimile Transmission received from the U.S. Patent and Trademark Office faxed on December 3, 2004.
3. Petition For Revival Of An Application For Patent Abandoned Unavoidably Under 37 CFR 1.377(a)
4. Notice of Abandonment from the U.S. Patent and Trademark Office mailed November 8, 2004.



Chris Barncard

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Fax 612.607.7100

Direct Dial: 612.607.7508
E-Mail: SLieske@oppenheimer.com

June 6, 2005

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Patent Application Entitled: Sharing a Centralized Profile
Inventor(s): Handel et al.
Application No. 09/195,852
Our Reference: Project 1002, (60021-303001)
Your Reference: 00004-00/US
Oppenheimer Project Leader: Steven C. Lieske

RECEIVED
JUN 14 2005
OFFICE OF PETITIONS

Dear Sir/Madam:

A Petition For Revival Of An Application For Patent Abandoned Unavoidably Under 37 CFR 1.377(a) was transmitted by facsimile to your office on December 3, 2004 from Christopher R. Hillberg at the office of Oppenheimer Wolff & Donnelly LLP.

We have researched the File History on the USPTO PAIR (Patent Application Information Retrieval) website and there is no history of the USPTO receiving our Petition for Revival for the above-identified application.

Therefore, attached are all facsimiles, documents and correspondence sent to and received by the U.S. Patent and Trademark Office for this patent application.

Please advise, execution of this Petition For Revival of An Application For Patent Abandoned Unavoidably Under 37 CFR 1.377(a) needs to be performed as soon as possible and in a timely manner.

If you have any questions, please contact me.

Best regards,



Steven C. Lieske

SCL:cmb

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45 South Seventh Street
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FAX COVER LETTER

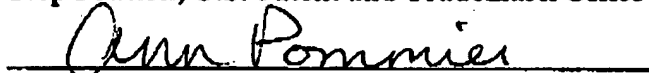
November 3, 2004

Dec.

TO: Mail Stop Petition
COMPANY: U.S. Patent and Trademark Office
PHONE:
FAX: 703-872-9306

FROM: Christopher R. Hilberg
DIRECT DIAL: 612.607.386
EMAIL: Chilberg@Oppenheimer.com
RE: Patent No. 09/195,852
Attorney Docket No. 60021-303001

COMMENTS: I hereby certify that this communication is being transmitted by facsimile to Mail Stop Petition, U.S. Patent and Trademark Office at facsimile number 703-872-9306 on December 3, 2004.



Ann Pommier

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Originals: Not being sent

Completed by: Ann Pommier/7257

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TX/RX NO 2873
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CONNECTION ID
ST. TIME 12/03 15:38
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RESULT OK

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Plaza VII, Suite 3300
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Minneapolis, MN 55402-1600

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FAX COVER LETTERNovember 3, 2004
Dec

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PHONE:
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Attorney Docket No. 60021-303001

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Auto-Reply Facsimile Transmission



TO:

Fax Sender at 612 607 7100

Fax Information

Date Received:

12/3/2004 4:44:41 PM [Eastern Standard Time]

Total Pages:

9 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

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Cover
Page
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12/03/2004 18:44 FAX 612 607 7100		OPPENHEIMER LAW FIRM		0001	
OPPENHEIMER <small>OPPENHEIMER TOLFF & BORNHAY LLP</small> Plaza VII, Suite 3300 43 South Street East Schaumburg, IL 60196-1400 oppenheimer.com 612.607.7000 Fax: 612.607.7100					
FAX COVER LETTER					
November 3, 2004 <i>Dec.</i>					
TO:	Mail Stop Petition				
COMPANY:	U.S. Patent and Trademark Office				
PHONE:					
FAX:	703-877-9386				
FROM:	Christopher R. Hilberg				
DIRECT DIAL:	612.607.386				
E-MAIL:	ChHilberg@Oppenheimer.com				
RE:	Patent No. 6,919,852 Attorney Docket No. 60021-303001				
COMMENTS: I hereby certify that this communication is being transmitted by facsimile to Mail Stop Petition, U.S. Patent and Trademark Office at facsimile number 703-877-9386 on December 3, 2004. <i>Ann Pommer</i> Ann Pommer					
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Originals: Not being sent					
Compiled by: Ann Pommer/7257					
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PAGE 10 * RCVD AT 12/03/2004 4:44:41 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/4 * DNIS:8729306 * CSID:612 607 7100 * DURATION (mm-ss):03:10					

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PTO/SB/61 (09-04)

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US Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.377(a)		Docket Number (Optional) 60021-303001
First named inventor: Sean Handel		Art Unit: 2177
Application No.: 09/195,852		Examiner: Srirama T. Channavajjala
Filed: November 19, 1998		
Title: SHARING A CENTRALIZED PROFILE		
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX: (703) 872-9306		
<p>NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.</p> <p>The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.</p> <p>APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</p> <p>NOTE: A grantable petition requires the following items:</p> <ol style="list-style-type: none"> (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications, and (4) Adequate showing of the cause of unavoidable delay. 		
<p>1. Petition fee</p> <p><input type="checkbox"/> Small entity fee \$55.00. (37 CFR 1.17(l)). Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input checked="" type="checkbox"/> Other than small entity fee \$110.00. (37 CFR 1.17(l)).</p>		
<p>2. Reply and/or Fee</p> <p>A. The reply and/or fee to the above-noted Office Action in the form of <u>Issue Fee Transmittal</u> (identify type if reply):</p> <p><input checked="" type="checkbox"/> has been filed previously on <u>August 20, 2004</u></p> <p><input type="checkbox"/> is enclosed herewith.</p> <p>B. The issue fee of \$<u>1330.00</u>.</p> <p><input checked="" type="checkbox"/> has been filed previously on <u>August 20, 2004 but not charged to the Deposit Account</u></p> <p><input type="checkbox"/> is enclosed herewith</p> <p>Adjustment date: 07/07/2005 AMB added to charge Deposit Account No. 50-1901. 03/08/2005 VJONES2 00000026 501901 09195852 01 FC:1452</p>		

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[Page 1 of 3]

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officers, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, Alexandria, VA 22313-1450.

PTO/SB/61 (09-04)

Approved for use through 07/31/2006 OMB 0651-0031

US Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

OPPENHEIMER WOLFF & DONNELLY LLP

December 3, 2004
Date

Signature

612.607.7386
Telephone Number

Christopher R. Hilberg; Reg. No. 48,740
Typed or printed name(s); Registration Number (if applicable)

45 South Seventh Street, Suite 3300
Minneapolis, MN 55402-1609

ENCLOSURES

- ☒ Fee payment
☒ Reply
☐ Terminal Disclaimer
☒ Additional sheets containing statements establishing unavoidable delay
☒ Other Copy of Auto Reply Facsimile Transmission

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

December 3, 2004
Date

Ann Pommier
Type or printed name of person signing Certificate

[Page 2 of 3]

PTO/SB/61 (09-04)

Approved for use through 07/31/2006 OMB 0651-0031

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.377(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

December 3, 2004
Date


Signature

612.607.7386
Telephone Number

Christopher R. Hilberg; Reg. No. 48,740
Typed or printed name(s); Registration Number (if applicable)

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

On August 20, 2004, Attorney of Record faxed an Issue Fee Transmittal to Mail Stop Issue Fee at the U.S. Patent and Trademark Office for payment of the issue fee. The fax number that was used was the central fax number (703) 872-9306. Attorney of Record was under the impression that everything that goes to the central number is matched with the file at the mail stops that are indicated on the correspondence.

On November 8, 2004, a Notice of Abandonment was mailed to the Attorney of Record for failure to pay the issue fee. On Friday, November 19, 2004, the Attorney of Record talked to the attorney on call at the Petitions Branch at the Patent Office. The attorney indicated that since the application is now abandoned that we need to mail a Petition to Revive and indicate that the Patent Office scanned in the issue fee transmittal but did not charge the deposit account.

[Page 3 of 3]

OPPENHEIMER: 2283032 v01 12/03/2004



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/195,852	11/19/1998	SEAN HANDEL	AC980009	4752
29838	7500	11/08/2004		
OPPENHEIMER WOLFF & DONNELLY, LLP (ACCENTURE)				
PLAZA VII, SUITE 3300				
45 SOUTH SEVENTH STREET				
MINNEAPOLIS, MN 55402-1609				
EXAMINER				
CHANNAVAJIALA, SRIRAMA T				
ART UNIT		PAPER NUMBER		
2177		55		

DATE MAILED: 11/08/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
--------------------	-------------	-----------------------	---------------------

09/195852

EXAMINER

ART UNIT

PAPER NUMBER

55

DATE MAILED:

NOTICE OF ABANDONMENT

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JUN 14 2005

This application is abandoned in view of:

☐ Applicant's failure to timely file a proper reply to the Office letter mailed on _____ OFFICE OF PETITIONS

☐ A reply (with Certificate of Mailing or Transmission of _____) was received on _____ which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.

☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).

☐ A reply was received on _____, but it does not constitute a proper reply, or a *bona fide* attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in the last box below).

☐ No reply has been received.

☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).

☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85)(or Notice of Publication Fee Due).

☐ The submitted fee of \$ _____ is insufficient. A balance of \$ _____ is due.
The issue fee by 37 CFR 1.18 is \$ _____. The publication fee, if required, by 37 CFR 1.18(d) is \$ _____.

☒ The issue fee and publication fee, if applicable, have not been received.

☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTOL-37).

☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.

☐ No corrected drawings have been received.

☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all the applicants.

☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon filing of a continuing application.

☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.

☐ The reason(s) below: _____

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to

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45 South Seventh Street
Minneapolis, MN 55402-1609

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CENTRAL FAX CENTER**JUN 6 2005****FAX COVER LETTER**

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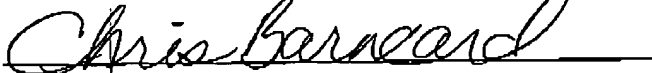
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OFFICE OF PETITIONS**RECEIVED**
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Originals: Not being sent

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June 6, 2005

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Commissioner for Patents
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Alexandria, VA 22313-1450

Re: Patent Application Entitled: Sharing a Centralized Profile
Inventor(s): Handel et al.
Application No. 09/195,852
Our Reference: Project 1002, (60021-303001)
Your Reference: 00004-00/US
Oppenheimer Project Leader: Steven C. Lieske

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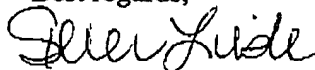
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If you have any questions, please contact me.

Best regards,


Steven C. Lieske

SCL:cmb

OPPENHEIMER: 2334749 v01 06/06/2005

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PHONE:
FAX: 703-872-9306

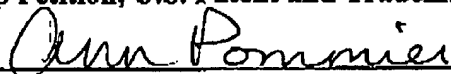
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Attorney Docket No. 60021-303001

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Completed by: Ann Pommier/7257

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CONNECTION TEL 917038729306
CONNECTION ID
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RESULT OK

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FROM: Christopher R. Hilberg
DIRECT DIAL: 612.607.386
EMAIL: Chilberg@Oppenheimer.com
RE: Patent No. 09/195,852
Attorney Docket No. 60021-303001

COMMENTS: I hereby certify that this communication is being transmitted by facsimile to Mail Stop Petition, U.S. Patent and Trademark Office at facsimile number 703-872-9306 on December 3, 2004.

Ann Pommier

Ann Pommier

Auto-Reply Facsimile Transmission



TO: Fax Sender at 612 607 7100
Fax Information
Date Received: 12/3/2004 4:44:41 PM [Eastern Standard Time]
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12/03/2004 13:06 FAX 612 607 7100		OPPENHEIMER LAW FIRM	001
OPPENHEIMER OPPENHEIMER GROUP & COMPANY, P.C. Three VTL Drive, 1200 44 South Seventh Street Minneapolis, MN 55403-1609 opplaw.com 612.607.7000 Fax 612.607.7100			
FAX COVER LETTER			
November 3, 2004 <i>Dec.</i>			
TO:	Mail Stop Petition		
COMPANY:	U.S. Patent and Trademark Office		
PHONE:			
FAX:	703-872-9306		
FROM:	Charles R. Hilberg		
DIRECT DIAL:	612.607.386		
EMAIL:	Chilberg@Oppenheimer.com		
RE:	Patent No. 09/195,852 Attorney Docket No. 60021-303001		
COMMENTS: I hereby certify that this communication is being transmitted by facsimile to Mail Stop Petition, U.S. Patent and Trademark Office at facsimile number 703-872-9306 on December 3, 2004. <i>Ann Pommer</i> Ann Pommer			
<small>This facsimile contains confidential information intended only for the use of the addressee(s) named above and may contain information that is legally privileged. If you are not the addressee, or the person responsible for delivering it to the addressee, you are hereby notified that reading, disseminating, distributing or copying this facsimile is strictly prohibited. If you have received this facsimile by mistake, please immediately notify us by telephone and return the original message to us at the address above via the Postal Service (we will reimburse postage). Thank you.</small>			
Originals: Not being sent			
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PAGE 09 * RCVD AT 12/03/2004 4:44:41 PM [Eastern Standard Time] * SVR:USPTO-EFAXF-1/1 * DNIS:8729306 * CSID:612 607 7100 * DURATION (mm-ss):03-10			

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PTO/SR/61 (09-04)

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US Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.377(a)	Docket Number (Optional) 60021-303001
--	--

First named inventor: Sean Handel

Art Unit: 2177

Application No.: 09/195,852

Examiner: Srirama T. Channavajjala

Filed: November 19, 1998

Title: SHARING A CENTRALIZED PROFILE

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 872-9306

06/07/2005 FFANAIA3 00000071 501901 09195852

01 FC:1501 1400.00 DA

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications, and
- (4) Adequate showing of the cause of unavoidable delay.

1. Petition fee

- ☐ Small entity fee \$55.00. (37 CFR 1.17(I)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity fee \$110.00. (37 CFR 1.17(I)).

2. Reply and/or Fee

A. The reply and/or fee to the above-noted Office Action in the form of

Issue Fee Transmittal (identify type if reply):

- ☒ has been filed previously on August 20, 2004
- ☐ is enclosed herewith.

B. The issue fee of \$1330.00.

- ☒ has been filed previously on August 20, 2004 but not charged to the Deposit Account
- ☐ is enclosed herewith
- ☒ Authorized to charge Deposit Account No. 50-1901.

[Page 1 of 3]

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officers, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, Alexandria, VA 22313-1450.

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PTO/SB/61 (09-04)

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US Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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3. Terminal disclaimer with disclaimer fee

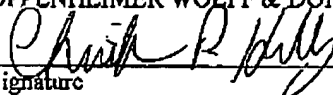
- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

OPPENHEIMER WOLFF & DONNELLY LLP

December 3, 2004
Date


Signature

612.607.7386
Telephone Number

Christopher R. Hilberg; Reg. No. 48,740
Typed or printed name(s); Registration Number (if applicable)

45 South Seventh Street, Suite 3300
Minneapolis, MN 55402-1609

ENCLOSURES

- ☒ Fee payment
☒ Reply
☐ Terminal Disclaimer
☒ Additional sheets containing statements establishing unavoidable delay
☒ Other Copy of Auto Reply Facsimile Transmission

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

December 3, 2004
Date


Ann Pommier

Ann Pommier
Type or printed name of person signing Certificate

[Page 2 of 3]

PTO/SB/61 (09-04)

Approved for use through 07/31/2006 OMB 0651-0031

US Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.377(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

December 3, 2004
Date


Signature

612.607.7386
Telephone Number

Christopher R. Hilberg; Reg. No. 48,740
Typed or printed name(s); Registration Number (if applicable)

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

On August 20, 2004, Attorney of Record faxed an Issue Fee Transmittal to Mail Stop Issue Fee at the U.S. Patent and Trademark Office for payment of the issue fee. The fax number that was used was the central fax number (703) 872-9306. Attorney of Record was under the impression that everything that goes to the central number is matched with the file at the mail stops that are indicated on the correspondence.

On November 8, 2004, a Notice of Abandonment was mailed to the Attorney of Record for failure to pay the issue fee. On Friday, November 19, 2004, the Attorney of Record talked to the attorney on call at the Petitions Branch at the Patent Office. The attorney indicated that since the application is now abandoned that we need to mail a Petition to Revive and indicate that the Patent Office scanned in the issue fee transmittal but did not charge the deposit account.

[Page 3 of 3]



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/195,852	11/19/1998	SEAN HANDEL	AC980009	4752
29838	7590	11/08/2004		
OPPENHEIMER WOLFF & DONNELLY, LLP (ACCENTURE) PLAZA VII, SUITE 3300 45 SOUTH SEVENTH STREET MINNEAPOLIS, MN 55402-1609			EXAMINER CHANNAVAJJALA, SRIRAMA T	
			ART UNIT 2177	PAPER NUMBER 55

DATE MAILED: 11/08/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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PTO-90C (Rev. 10/03)

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PAGE 10/11 * RCVD AT 6/6/2005 1:53:26 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/1 * DNIS:8729306 * CSID:612 607 7100 * DURATION (mm-ss):03-12

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UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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09/195852

EXAMINER

ART UNIT

PAPER NUMBER

55

DATE MAILED:

NOTICE OF ABANDONMENT

This application is abandoned in view of:

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JUN 14 2005

OFFICE OF PETITION.

- ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on _____.
- ☐ A reply (with Certificate of Mailing or Transmission of _____) was received on _____ which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
- ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 to the final rejection.
 (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
- ☐ A reply was received on _____, but it does not constitute a proper reply, or a *bona fide* attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in the last box below).
- ☐ No reply has been received.

☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).

- ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85)(or Notice of Publication Fee Due).
- ☐ The submitted fee of \$ _____ is insufficient. A balance of \$ _____ is due.
 The issue fee by 37 CFR 1.18 is \$ _____. The publication fee, if required, by 37 CFR 1.18(d) is \$ _____.

☒ The issue fee and publication fee, if applicable, have not been received.

- ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTOL-37).
- ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
- ☐ No corrected drawings have been received.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.

☐ The reason(s) below: _____
 Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to

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